

1827692

CASE FILE NO.

00148

MASTER ADDRESS NO.

NOTICE OF NONCOMPLIANCE  
OR  
NOTICE OF NONCOMPLIANCE  
& PLAN OF CORRECTION



Oregon Department of Agriculture  
Natural Resources Division  
635 Capitol Street NE  
Salem, Oregon 97301-2532  
(503) 986-4700

Lords Bounty Farm  
CONFINED ANIMAL FEEDING OPERATION (CAFO)

Ian Gallacher  
CAFO OPERATOR'S NAME

626 Jefferson Scio Road SE, Jefferson, OR 97352  
STREET ADDRESS, CITY, STATE, ZIP

425-894-0180  
PHONE NUMBER

On 4/20/18  
MONTH, DAY, YEAR

Ben Krahn  
INSPECTOR'S NAME

of the Oregon Department of Agriculture met with you to review your compliance with the Oregon CAFO General Permit or the Oregon CAFO Individual Permit issued for your operation by the Department of Agriculture, and state laws and regulations relating to protection of the state's waters. The principal requirement of the permit is that animal wastes be managed so pollutants do not discharge into surface waters or impact groundwater. You are also required to contain, treat, hold and dispose of wastes in a manner that does not adversely impact water quality.

Based on the inspector's observations and report, the department concludes that conditions exist at your operation that are in violation of your CAFO permit and state water quality laws. The purpose of this **Notice of Noncompliance (NON)** or **Notice of Noncompliance & Plan of Correction (POC)** is to identify for you the conditions of your operation that are out of compliance and must be corrected. The department is committed to working with you as you take the necessary actions to bring your CAFO into compliance.

Description of Violation(s):

- (5.2.0) - Discharge from transfer hose coming apart to surface H<sub>2</sub>O and broken curb
- (5.1.0) - Discharge from land application area to surface H<sub>2</sub>O
- (5.2.0) - Violated Set-backs (35') for land application of manure
- (5.4.0) - Failure to Report discharges

Required Corrective Action(s) and Compliance Schedule:

To correct the violation(s) you are directed to take the following actions by the date(s) indicated.

- 1) Provide ODA w/ certification of training on the manufacturers recommended operation of the transfer and related manure transfer and application equipment prior to any manure applications.
- 2) Follow all permit conditions and dept. approved AWMP.
- 3) Provide ODA w/ signed document stating you have read and understand all components of your dept. approved Animal Waste Management plan and your CAFO permit and that you will follow all requirements in both documents by 5/1/18.
- 4) Stop discharge from broken curb by 4/24/18.

Thank you for your cooperation in these matters. If you have any questions, please contact me.

Under the Oregon Plan for Salmon and Watersheds, Oregonians across the state are working together in a spirit of cooperation to restore and maintain our rivers, lakes and streams for multiple uses. By completing the measures described above, you can do your part to protect and improve water quality.

Sincerely,

INSPECTOR'S SIGNATURE  
Livestock Water Quality Specialist  
CAFO Program, Natural Resources Division  
Phone: 503-986-6968

Entered: 4/27/18

REVISED 7/2017

18 27692

# Confined Animal Feeding Operation Facility Inspection Report



## Oregon

### Department of Agriculture

 635 Capitol Street N.E.  
Salem, OR 97301-2532

#### INSPECTION TYPE:

☐ Routine  
☐ Follow-up  
☒ Complaint  
☐ Educational Review  
☐ EPA  
☐ Planning Assistance  
☐ Announced ☐ Unannounced  
☐ Other:

Date: 04/20/18 Arrival Time: \_\_\_\_\_ Departure Time: \_\_\_\_\_ License No.: 1000148 Permitted Animal Numbers: \_\_\_\_\_  
 Assumed Business Name: Lords Bounty  
 Operator's Name: Ian Gallacher E-mail Address: \_\_\_\_\_  
 Address: 926 Jefferson - Scio Road SE  
 City: Jefferson Zip: 97352 County: Marion  
 Phone Number: \_\_\_\_\_ Cell Phone Number: 425-894-0180

A Confined Animal Feeding Operation inspection was made at your facility on this date. Summary of inspection results is below.

LEGEND: C=Compliance N=Non-compliance NA=Not Applicable NE=Not Evaluated \*=See Remark

#### ITEM

NE

1. Livestock Inventory: \_\_\_\_\_

\_\_\_\_\_ Total: \_\_\_\_\_

NE

2. Parlor, Milk House, Holding Pen

- a. Milk parlor/bulk tank waste water not properly drained  
b.

\*

3. Animal Confinement Facilities

- a. Manure accumulation on unprepared bare-earth surfaces  
b. Excessive uncontained manure accumulation on animal access lanes  
c. Openings through which manure or run-off can escape  
d.

\*

4. Manure and Silage Containment Facilities

- a. Uncontained manure stockpiled prior to or during rainy weather  
b. Uncontained manure stockpiled in or near drainage ways  
c. Uncontained contaminated run-off from silage bunker or feedstuffs  
d. Liquid manure facilities overflowing  
e. Manure storage facilities not emptied/prepared for start of rainy season  
f. Capacity of liquid manure facilities reduced by accumulation of solids  
g. Earthen embankments not properly maintained or leaking  
h. Facilities have openings through which manure or run-off can escape  
i. Roof run-off system failure can or does produce uncontained contaminated run-off or reduces manure storage capacity  
j. Pumps or agitators inoperable  
k.

\*

5. Manure Application Areas

Acres: \_\_\_\_\_

- a. Manure applied to standing water or to soils that are saturated or flooded  
b. Manure applied to soils likely to be flooded in the next couple of months  
c. Liquid manure ponding on soils  
d. Contaminated surface and subsurface effluent from drainage tiles  
e. Manure or contaminated run-off flowing toward or into waters of the state  
f. Manure application exceeds agronomic rate  
g. Liquid manure applied during heavy rainfall  
h. Manure application not in accordance with AWMP  
i. Manure applied to frozen or snow-covered soils  
j. Manure application system failure  
k.

\*

6. Animal Waste Management Plan (AWMP) and Recordkeeping

- a. Soil-sampling results or manure-sampling results  
b. Recordkeeping  
c.

#### REMARKS

- Thursday Application  
 - Water main broke by Parlor  
 - Transfer line broke between  
~~receptacle~~ <sup>temp liquid tank</sup> main line  
 - Traveler was malfunctioning  
 yesterday. Problems w/ getting  
 pressure built up on traveler.  
 - Discharge from transfer line  
 malfunction flowed south to  
 H<sub>2</sub>O in field.  
 - Traveler was pulled through  
 surface water. Manure was  
 placed right up to H<sub>2</sub>O on east  
 and west side of water. Handowner  
 was informed to read AWMP  
 and abide by conditions in  
 Permit.  
 - Handowner did not report  
 discharge due to not reading AWMP.  
 - manure left production area  
 on west side of barn due to  
 water line break. break in curb.  
 - Service man was working on  
 traveler during application.

Entered: 11:11

#### CONCLUSION:

- ☐ a. Facility in compliance. Thank you for your cooperation in protecting the quality of Oregon's surface and ground waters.  
☐ b. On Schedule.  
☐ c. Planning Assistance.  
☐ d. Educational Review.  
☐ e. Concern(s) identified. See attached Water Quality Advisory.  
☒ f. Violation(s) identified. See attached Notice of Noncompliance and Plan of Correction.  
☐ g. Final Inspection Results Pending.

Inspector Signature

Operator Signature